

JPW

PATENT



INVENTOR: MAGIC.001C3

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Robert T. Kulakowski

App. No. : 10/660,265

Filed : September 10, 2003

For : SYSTEM FOR
COMMUNICATING
FACSIMILE AND AUDIO
INFORMATION IN A
STANDARD E-MAIL
ATTACHMENT FORMAT

Examiner : Scott A. Rogers

REFILING OF PETITION FOR WITHDRAWAL AS ATTORNEY

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

ATTENTION: Director Group 2626

Dear Sir:

This is a re-filing of "Petition to Withdraw as Attorney" which was filed on July 30, 2004 in the above-identified application.

The petitioner requests permission to withdraw as attorney for applicant Robert T. Kulakowski, in all matters pending before the Patent and Trademark Office for the reasons set forth in the July 30, 2004 Petition to Withdraw as Attorney, a copy of which is attached hereto as Exhibit I.

Permission to withdraw requested in the related application No. 08/528,552 in Group Art 2626 has been granted in the decision dated April 16, 2005. As a reference, a copy of the April 16, 2005 decision is attached hereto as Exhibit II.

Appl. No : 10/660,265
Filed : September 10, 2003

The Petitioner, on behalf of the law firm of Knobbe, Martens, Olson & Bear, LLP (Customer No. 20,995), including all of its individual members, respectfully requests permission to withdraw as attorney in the above-referenced case now pending before the U.S. Patent & Trademark Office.

Please charge any necessary fees to our Deposit Account # 11-1410.

Respectfully submitted,

KNOBBE, MARTENS, OLSON & BEAR, LLP

Dated: October 25, 2005

By: 

Authorized and Signing on behalf
of all attorneys of record

Mincheol Kim
Registration No. 51,306
Attorney of Record
Customer No. 20,995
(949) 760-0404

Attorneys of Record and Registration Numbers:

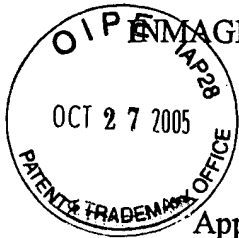
Mark M. Abumeri	43,458	Amy Christensen Chun	52,742
Azadeh Agahi	57,094	Paul N. Conover	44,087
Adeel S. Akhtar	41,394	Mallary K. de Merlier	51,609
Daniel E. Altman	34,115	Karoline A. Delaney	44,058
Erik T. Anderson	52,559	Curtiss C. Dosier	46,670
Katsuhiro Arai	43,315	Andrew M. Douglas	51,212
Thomas R. Arno	40,490	Jennifer L. Enmon, Ph.D.	50,710
James Ausley	49,076	Michael L. Fuller	36,516
Brenton R. Babcock	39,592	Eric S. Furman, Ph.D.	45,664
Aaron D. Barker	51,432	Mark J. Gallagher, Ph.D.	43,622
James B. Bear	25,221	Sheila R. Gibson	54,120
Mark R. Benedict, Ph.D.	44,531	John P. Giezentanner	39,993
Frederick S. Berretta	38,004	Sanjivpal S. Gill	42,578
Nira M. Brand	52,648	Marina L. Gordey, Ph.D.	52,950
William B. Bunker	29,365	Christy G. Lea	51,754
Ted M. Cannon	55,036	John M. Grover	42,610
Vito A. Canuso	35,471	Michael A. Guiliana	42,611
John M. Carson	34,303	Jon W. Gurka	44,139
James W. Chang, Ph.D.	52,718	Drew S. Hamilton	29,801
Che S. Chereskin, Ph.D.	41,466	Daniel Hart, Ph.D.	40,637

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Jerry L. Hefner, Ph.D.	53,009	Eric M. Nelson	43,829
Lee W. Henderson, Ph.D.	41,830	Sharon S. Ng	53,383
Gregory A. Hermanson	53,018	William H. Nieman	30,201
James W. Hill, M.D.	46,396	Glen L. Nuttall	46,188
Pui Tong Ho	44,155	Michael S. Okamoto	47,831
Curtis R. Huffmire	48,877	Perry D. Oldham	52,082
Dale C. Hunt, Ph.D.	41,857	Darrell L. Olson	28,247
Ned A. Israelsen	29,655	C. Philip Poirier	43,006
Bruce S. Itchkawitz, Ph.D.	47,677	Joseph R. Re	31,291
Eric B. Ives	50,928	Joseph M. Reisman, Ph.D.	43,878
David G. Jankowski, Ph.D.	43,691	John G. Rickenbrode	57,067
Russell M. Jeide	54,198	Robert J. Roby	44,304
Joseph F. Jennings	40,664	Arthur S. Rose	28,038
Stephen C. Jensen	35,556	Steven P. Ruden, Ph.D.	53,538
Suzanne G. Jepson, Ph.D.	51,848	Raimond J. Salenieks	37,924
Agnes Juang, Ph.D.	55,310	Edward A. Schlatter	32,297
AnneMarie Kaiser	37,649	Kyle F. Schlueter	54,912
John N. Kandara	55,314	Ronald J. Schoenbaum	38,297
Benjamin A. Katzenellenbogen	53,102	John B. Sganga, Jr.	31,302
Lauren J. Keller	56,553	William H. Shreve	35,678
Mark J. Kertz	43,711	Andrew H. Simpson	31,469
Jarom D. Kesler	57,046	Thomas F. Smegal, Jr.	20,732
John R. King	34,362	Raymond D. Smith	55,634
Karl L. Klassen	54,224	Paul C. Steinhardt	30,806
Louis J. Knobbe	18,780	Craig S. Summers	31,430
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James F. Lesniak	25,240	Connie C. Tong	52,292
Linda H. Liu	51,240	Michael H. Trenholm	37,743
Eli A. Loots, Ph.D.	54,715	Gerard von Hoffmann	33,043
Joseph J. Mallon, Ph.D.	39,287	Nancy Ways Vensko	36,298
Don W. Martens	21,107	Josué A. Villalta	54,511
Andrew N. Merickel, Ph.d.	53,317	David N. Weiss	41,371
Tiffany C. Miller	52,032	Walter S. Wu, M.D.	50,816
Marc T. Morley	52,051	Lori Lee Yamato	40,881
Douglas G. Muehlhauser	42,018	Thomas Y. Yee	57,013
Scott Loras Murray	53,360	Boris Zelkind	42,250
Rabinder N. Narula	53,371		

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PATENT



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Robert T. Kulakowski

App. No. : 08/528,552

Filed : September 15, 1995

For : SYSTEM FOR
COMMUNICATING
FACSIMILE AND AUDIO
INFORMATION IN A
STANDARD E-MAIL
ATTACHMENT FORMAT

Examiner : Scott A. Rogers

Group Art Unit: 2626

I hereby certify that this correspondence and all marked attachments are being deposited with the United States Postal Service as first-class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on

July 30, 2004
(Date)

John M. Carson, Reg. No. 34,303

PETITION FOR WITHDRAWAL AS ATTORNEY

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

ATTENTION: Director Group 2626

Dear Sir:

Pursuant to 37 C.F.R. § 1.36, the Petitioner requests permission to withdraw as attorney for applicant, Robert T. Kulakowski, in all matters pending before the Patent and Trademark Office. The Petitioner is authorized by, and makes this request on behalf of the law firm of Knobbe, Martens, Olson & Bear, LLP (Customer No. 20,995), including all of its individual members.

The last known mailing address of Assignee of the entire interest is:

Internet Magic
7920 Sitio Abridor
Carlsbad, CA 92009

Appl. No : 08/528,552
Filed : September 15, 1995

The basis for the request for withdrawal is 37 C.F.R. § 10.40(c)(1)(vi). The following facts are submitted for consideration:

1. That Applicant has failed to pay one or more bills, the outstanding account balance has been more than \$17,001.25 since 08/01/03, and currently stands at \$25,259.53.
2. That the Applicant is unwilling to pay the full amount of the current balance.

The application was filed on September 15, 1995, and its current status is that it is suspended. There is no outstanding term for response.

Therefore, the amount of time for response, including extension under 37 C.F.R. § 1.136(a), cannot be calculated since this case is awaiting action by the PTO.

The Petitioner has taken reasonable steps to avoid foreseeable prejudice to the rights of the client. Such that the Applicant's rights are preserved, and in accordance with 37 C.F.R. § 10.40(a), the Petitioner has delivered into the possession of the Applicant the following information:

- (1) due notice that the attorney is withdrawing;
- (2) a copy of this petition, including attachments;
- (3) the time necessary for response;
- (4) the address of the Patent and Trademark Office where the applicant needs to write;
- (5) if extensions and extension fees are required, then this information has also been indicated; and
- (6) delivered to the client all papers and property to which the client is entitled.

A copy of the letter to the client is attached.

Permission to withdraw is also requested in the following related applications of the: assignee Application No. 09/651,034, in Group Art 2626, and Application No. 10/660,265, in Group Art Unit 2626, both applications which are currently pending with no outstanding due date for response. In accordance with 1058 O.G. 32, this petition is enclosed in triplicate to expedite its handling.

Appl. No : 08/528,552
Filed : September 15, 1995

The Petitioner, on behalf of the law firm of Knobbe, Martens, Olson & Bear, LLP (Customer No. 20,995), including all of its individual members, respectfully requests permission to withdraw as attorney in the above-referenced case now pending before the U.S. Patent & Trademark Office.

Respectfully submitted,

KNOBBE, MARTENS, OLSON & BEAR, LLP

Dated: _____

2/30/04

By: _____

Authorized and Signing on behalf
of all attorneys of record

John M. Carson
Registration No. 34,303
Attorney of Record
Customer No. 20,995
(619) 235-8550

Attorneys of Record and Registration Numbers:

Mark M. Abumeri	43,458	Paul N. Conover	44,087
Adeel S. Akhtar	41,394	Mallary K. de Merlier	51,609
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Scott Loras Murray	53,360	Lori Lee Yamato	40,881
Rabinder N. Narula	53,371		

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UNITED STATES PATENT AND TRADEMARK OFFICE

EXHIBIT 2

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
P.O. Box 1450
ALEXANDRIA, VA 22313-1450
www.uspto.gov

MAILED

APR 16 2005

**DIRECTOR'S OFFICE
TECHNOLOGY CENTER 2600**

JOHN M. CARSON
KNOBBE, MARTENS, OLSON & BEAR, LLP
620 NEWPOT CENTER DRIVE
SIXTEENTH FLOOR
NEWPORT BEACH CA 92660

In re Application of)
Robert T. Kulakowski)
Application No. 08/528,552)
Filed: September 15, 1995)
For: **INTERNET FACSIMILE SYSTEM**)

**DECISION ON REQUEST TO
WITHDRAW FROM RECORD**

This is a decision on the Request for Withdrawal as attorney or agent and change of address filed on August 03, 2004.


A grantable request to withdraw, as attorney/agent of record must:

- (1) Indicate the present mailing address of the attorney(s)/agent(s) who seek(s) to withdraw, and
- (2) Be signed by each attorney/agent seeking to withdraw or clearly be signed on their behalf, and
- (3) Be *approved* at least thirty (30) days prior to the maximum extendable period for response to any outstanding Office Action, and
- (4) Indicate the address to which future correspondence should be mailed.

Petitioner has met all of the above. Accordingly, the request is **GRANTED**.

All attorneys/agents of Record are withdrawn, including all of individual members with Customer Number 20,995.

All future communications from the Office will be directed to the address listed below until otherwise notified by applicant. Applicant is reminded of the obligation to promptly notify the Patent and Trademark Office of any change in correspondence address to ensure receipt of all communications from the Office.


Ken Wieder
Special Program Examiner
Technology Center 2600
Communications
(571) 272-2986

CC:

Internet Magic
7920 Sitio Abridor
Carlsbad, CA 92009